

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2075

Introduced by Assembly Member Alejo

February 20, 2014

An act to amend Section 653o of the Penal Code, relating to crimes.

LEGISLATIVE COUNSEL'S DIGEST

AB 2075, as amended, Alejo. Crimes: importation or sale of endangered animals.

Existing law makes it a misdemeanor, *after January 1, 2015*, to import into the state for commercial purposes, to possess with intent to sell, or to sell within the state, the dead body, or any part or product thereof, of ~~specified animals, including polar bears, leopards, ocelots, and an alligator or crocodilian species listed as endangered under the federal Endangered Species Act.~~

This bill would ~~make technical, nonsubstantive changes to these provision~~ *delay the effective date of this provision until January 1, 2025.*

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 653o of the Penal Code, as amended by
- 2 Section 2 of Chapter 412 of the Statutes of 2010, is amended to
- 3 read:
- 4 653o. (a) It is unlawful to import into this state for commercial
- 5 purposes, to possess with intent to sell, or to sell within the state,
- 6 the dead body, or any part or product thereof, of a polar bear,

1 leopard, ocelot, tiger, cheetah, jaguar, sable antelope, wolf (Canis
2 lupus), zebra, whale, cobra, python, sea turtle, colobus monkey,
3 kangaroo, vicuna, sea otter, free-roaming feral horse, dolphin or
4 porpoise (Delphinidae), Spanish lynx, or elephant.

5 (b) (1) Commencing January 1, ~~2015~~, 2025, it shall be unlawful
6 to import into this state for commercial purposes, to possess with
7 intent to sell, or to sell within the state, the dead body, or any part
8 or product thereof, of a crocodile or alligator.

9 (2) This subdivision shall not be construed to authorize the
10 importation or sale of any alligator or crocodilian species, or any
11 products thereof, that are listed as endangered under the federal
12 Endangered Species Act, or to allow the importation or sale of any
13 alligator or crocodilian species, or any products thereof, in violation
14 of any federal law or international treaty to which the United States
15 is a party.

16 (c) A person who violates this section is guilty of a misdemeanor
17 and shall be subject to a fine of not less than one thousand dollars
18 (\$1,000) and not to exceed five thousand dollars (\$5,000) or
19 imprisonment in the county jail not to exceed six months, or both
20 that fine and imprisonment, for each violation.

21 (d) The prohibitions against importation for commercial
22 purposes, possession with intent to sell, and sale of the species
23 listed in this section are severable. A finding of the invalidity of
24 any one or more prohibitions shall not affect the validity of any
25 remaining prohibitions.

26 (e) This section shall become operative on January 1, 2016.